

Application No. 10/805,003

PATENT
Docket No. 59584-010101REMARKS

The office action issued by the Examiner and the citations referred to in the Office Action have been carefully considered.

The Examiner has rejected claims 1-4, 6-11, 13-16 under 35 U.S.C. 103(a) as being obvious over Griner et al. in view of Lewis.

Griner et al. discloses a system for efficiently recording an event onto a plurality of media. However, while Griner et al. does disclose a method for recording a performance and presenting it on a media, Griner et al. does not teach nor suggest presenting a performance with a **plurality of windows** to a viewer. As detailed in paragraph [9] and [22] of the current description, the plurality of windows in the claimed method allows the viewer to see and understand the complete performance. Since there is no mention of use of a plurality of windows in Griner et al., this aspect of the claimed method and system in independent claims 1, 9 and 16 is not obvious to one of ordinary skill in the art.

Similarly, with respect to Lewis, there is also no teaching or suggestion of a method for presenting to a viewer a performance using a **plurality of windows on a single display**. Examination of Figure 2C in Lewis shows that only one monitor is used for the presentation of the performance to a viewer. Other monitors are available with the system showing other music information, but there is no teaching of presenting the performance on a single display with a plurality of windows. As amended, Claim 1 states "presenting to the viewer the music information on the media, through a plurality of windows on a single display, wherein at least one window depicts a view of the musical instrument being played by the performer." Independent claims 9 and 13 have similar language.

Furthermore, Lewis teaches that the presentation of the performance does not show a view of the performers playing the instruments. In column 4, lines 30-39, Lewis states that only the heads of the performers will be shown to the viewer of the performance. Playing of the instrument will be shown from an original performance, unrelated to the performance that is

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being shown to the viewer. Claim 1 of the current method states that "at least one window depicts a view of the musical instrument being played by the performer." Lewis does not disclose this aspect of the claimed method, and additionally teaches away from the claimed method, indicating that the viewer does see a view of the musical instrument being played by the performer, but sees the view of another individual playing the musical instrument.

For the reasons set forth above, the applicants submit that independent claims 1, 9, and 16 are in condition for allowance. Claims 2-4, 6-8, and 10-12 depend directly or indirectly from allowable claims 1, 9, and 16. Accordingly, such claims are deemed to be novel over Griner et al. in view of Lewis by virtue of such dependency.

The Examiner has rejected claims 5 and 12 under 35 U.S.C. 103(a) as being obvious over Griner et al. in view of Lewis and further in view of Platt. Platt teaches a method to generate a playlist based on the seed items selected by a user. The Examiner has noted that Platt teaches a method of display where "textual information includes at least one of a name of a performer, the place of the performance, the date of the performance, composer information, and composition information." However, Platt does not teach or suggest a method to view a performance on a **plurality of windows** including one view of the instrument being played and another view of the technical information.

Furthermore, as discussed above, Griner et al. and Lewis do not teach a method for presenting a performance on a plurality of windows, and therefore, independent claims 1 and 9 should be in condition for allowance. Accordingly, since claims 5 and 12 depend from independent claims 1 and 9 respectively, claims 5 and 12 should also be allowable.

It is respectfully submitted that all of the Examiner's objections have been successfully traversed and that the application is now in order for allowance. Accordingly, reconsideration of the application and allowance thereof is courteously solicited. Should matters remain, which the Examiner believes could be resolved in a telephone interview, the Examiner is requested to telephone the Applicants' undersigned agent at (310) 586-6565.

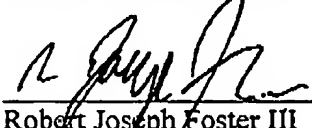
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The Director is authorized to charge any additional fee(s) or any underpayment of fee(s), or to credit any overpayments to Deposit Account Number 50-2638. Please ensure that Attorney Docket Number 59584-010101 is referred to when charging any payments or credits for this case.

Respectfully submitted,

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